

Eastern District of Pennsylvania
Philadelphia DivisionIn re: **Donna J Martin**
1714Case No. **10-15196 sr**
Chapter **13****AMENDED - CHAPTER 13 PLAN**
9/24/10**NOTICE**

THIS PLAN CONTAINS EVIDENTIARY MATTER WHICH, IF NOT CONTROVERTED, MAY BE ACCEPTED BY THE COURT AS TRUE. CREDITORS CANNOT VOTE ON THIS PLAN BUT MAY OBJECT TO ITS CONFIRMATION PURSUANT TO BANKRUPTCY CODE § 1324, AND LOCAL RULES. ABSENT ANY SUCH OBJECTION, THE COURT MAY CONFIRM THIS PLAN AND ACCEPT THE VALUATION AND ALLEGATIONS CONTAINED HEREIN.

The Debtor(s) above named hereby proposes the following plan.

1. Debts. All debts are provided for by this Plan. Only creditors holding claims duly proved and allowed shall be entitled to payments from the Trustee. (See Notice of Filing of Bar Date.) Trustee shall not file a claim on behalf of any creditor.

2. Payments. [REDACTED] Debtor and/or any entity from whom the debtor(s) receive income shall pay to the Trustee the sum of **\$789.00 Monthly**, commencing **07/25/2010**, for **60** months for a total of **\$47,340.00** or until such amounts are paid that will afford payment of all allowed and proven claims in the amounts payable under this Plan.

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3. Plan Payments. The Trustee, from available funds, shall make payments to creditors in the following amounts and order. All dates for beginning of payments are estimates only and may be adjusted by the Trustee as necessary to carry out the terms of this plan.

A. DEBTOR'S ATTORNEY	FEE REQUESTED	PAID TO DATE	BALANCE DUE	--- PAYMENT SCHEDULE ---			TOTAL PAYMENTS
				PAYMENT	MONTH	LENGTH	
Lawrence S Rubin	2,250.00	1,500.00	750.00	375.00	1	2	750.00

B. Mortgage Arrears. (Regular monthly payments to be made by Debtor and to start on the first due date after date of filing petition.)

CREDITOR	RATE	ARREARS	--- PAYMENT SCHEDULE ---			TOTAL PAYMENTS
			PAYMENT	MONTH	LENGTH	
Citimortgage Inc	0.00%	23,312.07	706.43	3	33	23,312.07

C. Secured Claims. (A creditor's secured claim shall be the net amount due as of date of filing or the value of the collateral to which creditor's lien attaches, whichever is less. Interest shall be allowed at contract rate or **0.00%** APR whichever is less. Creditor shall retain its lien until the allowed secured portion of the claim is fully paid.)

CREDITOR & COLLATERAL	RATE	CLAIM	--- PAYMENT SCHEDULE ---			TOTAL PAYMENTS
			PAYMENT	MONTH	LENGTH	
i. Secured Claims - Paid in full						
Citadel Federal Cred U/2007 Ford Freestyle	5.00%	14,000.00	680.56	35	25	17,014.11

ii. Secured Claims - Cure default only

NONE

CREDITOR	PRIORITY CLAIM	--- PAYMENT SCHEDULE ---			TOTAL PAYMENTS
		PAYMENT	MONTH	LENGTH	
Pa. Dept of Revenue	200.00	100.00	2	2	200.00
Internal Revenue Service	577.72	288.86	2	2	577.72

E. Separate Class of Unsecured Claims. (May include co-signed debts as provided for by 11 U.S.C. § 1301, including interest at contract rate.)

CREDITOR & CLASSIFICATION	UNSECURED CLAIM	--- PAYMENT SCHEDULE ---			TOTAL PAYMENTS
		PAYMENT	MONTH	LENGTH	
NONE					

F. Unsecured Creditors.

Unsecured creditors shall be paid pro rata.

G. Lien Avoidance. (Debtor intends to file a motion, pursuant to Bankruptcy Rule 4003(d) to avoid all nonpossessory, nonpurchase money security interests and judicial liens as provided by 11 U.S.C. § 522(f), and the plan herein provides for payment of such liens as general unsecured claims only. Any creditors' claim or portion thereof not listed in paragraph C above is to be treated as unsecured and, unless objected to, such unsecured status, for purposes of this plan, will be binding upon confirmation, but the lien shall survive unless avoided.

H. Leases and Contracts. The Debtor hereby assumes the following unexpired leases and executory contracts, and rejects all others.

NAME OF CREDITOR	DESCRIPTION
NONE	

I. Miscellaneous Provisions.

Citidel shall be paid under the plan the value of its collateral, which the debtor values at \$14,000. Citidel shall receive 5% interest. Citidel shall surrender the title to debtor after discharge of debtor, without fees or other charges.

4. Secured Claims - Paid directly by debtor(s). The following creditors' claims are fully secured, shall be paid directly by the debtors, and

CREDITOR	COLLATERAL	MARKET VALUE	AMOUNT OF CLAIM
Citimortgage Inc	3209 Raye Road, Thorndale	233,500.00	135,137.99
Pa Housing Finance Age	3209 Raye Road, Thorndale	233,500.00	18,584.00
Citimortgage Inc	3209 Raye Road, Thorndale	233,500.00	91,796.69

5. Future Income. Debtor(s) submits all future earnings or other future income to such supervision and control of the Trustee as is necessary for the execution of this Plan.

6. Standing Trustee Percentage Fee. Pursuant to 28 U.S.C. § 586(e)(B), the Attorney General, after consultation with the United States Trustee, sets a percentage fee not to exceed ten percent of payments made to creditors by the Trustee under the terms of this Plan, with the amount of the actual percentage fee to fluctuate based on the fee set by the Standing Trustee.

7. Any recovery by debtor in his/her claim/litigation, pending in the n/a court, captioned n/a, in excess of applicable exemptions, shall be paid to the chapter 13 trustee in addition to debtor's plan payments, for the benefit of the unsecured creditors.

A. Total debt provided under the Plan and administrative expenses

1. Attorney Fees	750.00
2. Mortgage Arrears	23,312.07
3. Secured Claims	17,014.11
4. Priority Claims	777.72
5. Separate Class of Unsecured Claims	0.00
6. All other unsecured claims	1,182.46
 Total payments to above Creditors	 43,036.36
Trustee percentage	4,303.64
* Total Debtor payments to the Plan	47,340.00

* Total payments must equal total of payments set forth in paragraph 2 on page 1 of this Plan.

B. Reconciliation with Chapter 7

1. Interest of unsecured creditors if Chapter 7 filed	
a. Total property of debtor	256,236.00
b. Property securing debt	230,699.00
c. Exempt property	24,387.00
d. Priority unsecured claims	777.72
e. Chapter 7 trustee fee	93.07
f. Funds for Chapter 7 distribution (est.)	279.21
 2. Percent of unsecured, nonpriority claims paid under Plan	 1.18
 3. Percent of unsecured, nonpriority claims paid if Chapter 7 filed (est.)	 0.37

Attorney for Debtor(s):

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Signed: **s/Lawrence S. Rubin, Atty.**
Lawrence S Rubin

Signed: **s/ Donna J Martin**
Donna J Martin, Debtor

Dated: **9/24/2010**